

Effective 7/1/2015

78B-14-307 Duties of support enforcement agency.

- (1) A support enforcement agency of this state, upon request, shall provide services to a petitioner in a proceeding under this chapter.
- (2) A support enforcement agency of this state that is providing services to the petitioner shall:
 - (a) take all steps necessary to enable an appropriate tribunal of this state, another state, or a foreign country to obtain jurisdiction over the respondent;
 - (b) request an appropriate tribunal to set a date, time, and place for a hearing;
 - (c) make a reasonable effort to obtain all relevant information, including information as to income and property of the parties;
 - (d) within 10 days, exclusive of Saturdays, Sundays, and legal holidays, after receipt of notice in a record from an initiating, responding, or registering tribunal, send a copy of the notice to the petitioner;
 - (e) within 10 days, exclusive of Saturdays, Sundays, and legal holidays, after receipt of communication in a record from the respondent or the respondent's attorney, send a copy of the communication to the petitioner; and
 - (f) notify the petitioner if jurisdiction over the respondent cannot be obtained.
- (3) A support enforcement agency of this state that requests registration of a child support order in this state for enforcement or for modification shall make reasonable efforts:
 - (a) to ensure that the order to be registered is the controlling order; or
 - (b) if two or more child support orders exist and the identity of the controlling order has not been determined, to ensure that a request for such a determination is made in a tribunal having jurisdiction to do so.
- (4) A support enforcement agency of this state that requests registration and enforcement of a support order, arrears, or judgment stated in a foreign currency shall convert the amounts stated in the foreign currency into the equivalent amounts in dollars under the applicable official or market exchange rate as publicly reported.
- (5) A support enforcement agency of this state shall issue or request a tribunal of this state to issue a child support order and an income-withholding order that redirects payment of current support, arrears, and interest if requested to do so by a support enforcement agency of another state pursuant to Section 78B-14-319.
- (6) This chapter does not create or negate a relationship of attorney and client or other fiduciary relationship between a support enforcement agency or the attorney for the agency and the individual being assisted by the agency.

Amended by Chapter 45, 2015 General Session